

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

DAN L. WHITNEY, JANET R.) Case No.: C 04-5232 PVT
HADLEY, MARGARET A. KORNOW-)
BROWN, ERIC BRELL,)
Plaintiffs,)
v.)
CHARLES WURTZ, VERISCAPE, INC.,)
RENEE TADLOCK, REGINA)
RYGELIS, WILL ARNTZ, SAM)
JACOBS, GARY BERKOWITS, BRIAN)
ROE and DOES 1-20,)
Defendants.)

**ORDER VACATING CASE
MANAGEMENT CONFERENCE;
REFERRING CASE FOR FURTHER
SETTLEMENT CONFERENCE; AND
EXTENDING CERTAIN DATES**

On May 18, 2007, the court scheduled a Further Case Management Conference on June 12, 2007. Civil Local Rule 16-10(d) provides:

Unless otherwise ordered, no fewer than 10 days before any subsequent case management conference, the parties must file a Joint Case Management Statement, reporting progress or changes since the last statement was filed and making proposals for the remainder of the case development process. Such statements must report the parties' views about whether using some form of ADR would be appropriate.

Civ. L.R. 16-10(d). Ten days prior to June 12, 2007 was June 2, 2007, which was a Saturday, making the joint statement due June 4, 2007. Plaintiff filed a separate statement on June 6, 2007.

1 Defendants filed a separate statement on June 8, 2007. Neither statement addressed the failure to
2 file a joint statement. Neither statement provided any specific dates for any extensions sought.
3 Neither statement addressed any view on any additional alternative dispute resolution.

4 Due to the parties' failure to comply with the local rules and failure to communicate with
5 each other or the court in a meaningful manner, It Is Hereby Ordered that:

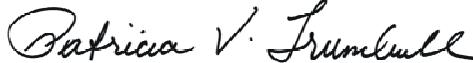
- 6 1. The Case Management Conference set for June 12, 2007 is VACATED;
7 and
- 8 2. The parties are referred to a further settlement conference in front of Judge
9 Seeborg to take place no later than July 31, 2007. No later than **June 15,**
10 **2007**, the parties are to contact Judge Seeborg's chambers at 408-535-
11 5357 with three mutually available dates for the settlement conference.

12 IT IS FURTHER ORDERED THAT: The following deadlines are extended as follows:

13 Last Day to File Motions in Limine September 11, 2007
14 Last Day to File Oppositions to Motions in Limine September 18, 2007
15 Final Pretrial Conference 2:00 P.M. on September 25, 2007
16 Trial 9:30 A.M. on October 15, 2007

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18 IT IS SO ORDERED

19 Dated: June 11, 2007

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PATRICIA V. TRUMBULL
United States Magistrate Judge